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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/808,798	03/25/2004	Yozo Kobayashi	04188/LH

CONFIRMATION NO. 6034

01933  
FRISHAUF, HOLTZ, GOODMAN & CHICK, PC  
767 THIRD AVENUE  
25TH FLOOR  
NEW YORK, NY 10017-2023

## FORMALITIES LETTER



"OC000000014046588"

Date Mailed: 10/08/2004



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
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*A copy of this notice **MUST** be returned with the reply.*

10808798 130.00 DP  
10/20/2004 SSESHE1 00000070  
01 FC:1051

Attorney Docket No. 04188/LH

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s): Y. KOBAYASHI, ET AL

Serial No. : 10/808,798

Filed : March 25, 2004

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**SUBMISSION OF SIGNED DECLARATION**

Commissioner for Patents  
Alexandria, VA 22313-1450

Att: MS MISSING PARTS

S I R :

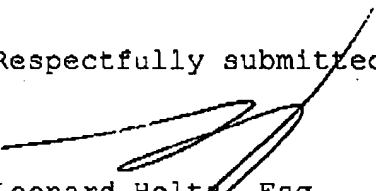
Responsive to the Patent Office Notice (copy attached) mailed October 8, 2004, the term for response to which expires on December 8, 2004, submitted herewith is a Declaration executed by the inventors. The enclosed Declaration identifies the application by (a) inventors' names; and (b) title of invention. See MPEP 602 (Identification of Application).

Submitted herewith is a PTO-2038 form authorizing the charge of \$130.00 against a credit card.

Authorization is also given to charge any additional fees which may be required to Deposit Account No. 06-1378.

It is respectfully requested that prosecution on the merits now proceed.

Respectfully submitted,

  
Leonard Holtz, Esq.  
Reg. No. 22,974

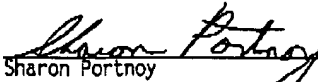
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CERTIFICATE OF FACSIMILE  
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TOTAL PAGES: 8

I hereby certify this paper is being  
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Sharon Portnoy

Dated: October 19, 2004

In the event that this Paper  
is late filed, and the  
necessary petition for  
extension of time is not filed  
concurrently herewith, please  
consider this as a Petition  
for the requisite extension of  
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hereto), authorization to  
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in connection with this  
Paper, to Account No. 06-1378.



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